

## CONFERENCE COMMITTEE REPORT DIGEST

House Bill No. 523 by Representative Ernst

Digest of Bill as Finally Passed by the House

Present law provides that whoever commits the crime of illegal carrying of weapons with any firearm used in the commission of a crime of violence, within 1,000 feet of any parade or demonstration for which a permit is issued by a governmental entity shall be fined not more than \$2,000, or imprisoned, with or without hard labor, for not less than one year nor more than five years, or both.

Proposed law changes present law to define the crime as the illegal carrying of a firearm within 1,000 feet of any parade or demonstration for which a permit is issued by a governmental entity.

Proposed law changes present law penalty to provide that at least six months of the sentence shall be served without benefit of parole, probation, or suspension of sentence and otherwise retains present law penalties.

Proposed law provides that proposed law shall not apply to:

- (1) A federal, state, or local law enforcement officer in the performance of his official duties.
- (2) Any constitutionally protected activity which cannot be regulated by the state, such as a firearm contained entirely within a motor vehicle.
- (3) The possession of a firearm occurring within 1,000 feet of a parade and entirely on private property, within a private residence, or in accordance with a concealed handgun permit.
- (4) The possession of a firearm by a person who holds a valid certificate as a living historian in the use, storage, and handling of black powder issued by the office of state parks for the purpose of historic reenactments if the firearm is a black powder weapon which is an antique firearm.
- (5) The possession of a firearm which is authorized as a part of the parade.
- (6) Active and retired law enforcement officers authorized to carry concealed weapons under federal law.

Present law provides that no concealed handgun may be carried into and no concealed handgun permit issued in accordance with present law shall authorize or entitle a permittee to carry a concealed handgun in a parade or demonstration for which a permit is issued by a governmental entity.

Proposed law repeals this provision of law.

(Amends R.S. 14:95.2.1(A); Adds R.S. 14:95.2.1(D); Repeals R.S. 40:1379.3(N)(9))

Summary of Amendments Adopted by the Senate

Senate Committee Amendments Proposed by Senate Committee on Judiciary B to the Reengrossed Bill.

1. Adds exception for persons engaged in lawful hunting or sport shooting activity.

Digest of Bill as Proposed by Conference Committee

Present law provides that whoever commits the crime of illegal carrying of weapons with any firearm used in the commission of a crime of violence, within 1,000 feet of any parade or demonstration for which a permit is issued by a governmental entity shall be fined not more than \$2,000, or imprisoned, with or without hard labor, for not less than one year nor more than five years, or both.

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- (4) The possession of a firearm by a person who holds a valid certificate as a living historian in the use, storage, and handling of black powder issued by the office of state parks for the purpose of historic reenactments if the firearm is a black powder weapon which is an antique firearm.
- (5) The possession of a firearm which is authorized as a part of the parade.
- (6) Active and retired law enforcement officers authorized to carry concealed weapons under federal law.
- (7) Persons lawfully engaged in hunting or a sport shooting activity on public or private property where such hunting or sport shooting activity is lawfully permitted. Defines "sport shooting" as competitive or recreational activity that involves the use and discharge of any firearm, including but not limited to trap, skeet and target shooting.
- (8) A person who is transporting a firearm from a place of lawful purchase or repair.

Present law provides that no concealed handgun may be carried into and no concealed handgun permit issued in accordance with present law shall authorize or entitle a permittee to carry a concealed handgun in a parade or demonstration for which a permit is issued by a governmental entity.

Proposed law retains this provision of present law.

(Amends R.S. 14:95.2.1(A); Adds R.S. 14:95.2.1(D))